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PN II, INC.
6

7 UNITED STATES DISTRICT COURT

8 DISTRICT OF NEVADA

9 PN II, INC. dba PULTE HOMES and/or DEL
10 WEBB, a Nevada corporation,

11 Plaintiff,

12 v.

13 NATIONAL FIRE & MARINE INSURANCE
14 COMPANY; and DOES 1 through 100,
inclusive,

15 Defendants.

16 NATIONAL FIRE & MARINE INSURANCE
COMPANY, a Nebraska insurance company,

17 Counter-Claimant,

18 v.

19 PN II, INC. dba PULTE HOMES and/or DEL
20 WEBB, a Nevada corporation,

21 Counter-Defendant.

22 NATIONAL FIRE & MARINE INSURANCE
COMPANY, a Nebraska insurance company,

23 Third-Party Plaintiff,

24 v.

25 PN II, INC. dba PULTE HOMES and/or
26 DEL WEBB, a Nevada corporation;
CONTRACTORS INSURANCE COMPANY
27 OF NORTH AMERICA, INC., a Hawaii
corporation,

28 Third-Party Defendants.

Case No. 2:20-cv-01383-ART-BNW

**ORDER APPROVING
STIPULATION AND ORDER TO
EXTEND DATES FOR RESPONSES TO
NATIONAL FIRE & MARINE
INSURANCE COMPANY'S MOTION
TO CERTIFY ORDER FOR
INTERLOCUTORY APPEAL UNDER 28
U.S.C. § 1292 (b) (ECF 136)**

(First Request)

1 Plaintiffs/Counter-Defendants PN II, Inc. dba Pulte Homes and Del Webb (collectively,
2 “Pulte”), Defendant/Counter-Claimant/Third-Party Plaintiff National Fire & Marine Insurance
3 Company (“National Fire”), and Third-Party Defendant Contactors Insurance Company of North
4 America (“CICNA”), by and through their respective counsel of record, hereby stipulate to extend
5 the deadline to file responses and replies to National Fire’s Motion to Certify Order for
6 Interlocutory Appeal Under 28 U.S.C. § 1292(b), filed on April 30, 2024 (ECF 136). Oppositions
7 are currently due on May 14, 2024, and will be extended to May 31, 2024, per the agreement of
8 the parties and replies will be extended to June 18, 2024. This is the first request for an extension
9 of the briefing on National Fire’s Motion to Certify Order for Interlocutory Appeal Under 28
10 U.S.C. § 1292(b).

11 The parties have met and conferred regarding their respective schedules and agreed to
12 extend the responses to National Fire’s Motion to May 31, 2024 and June 18, 2024, to allow the
13 parties additional time to brief the important issues raised in National Fire’s Motion, which may
14 have significant implications on this case. Finally, the parties stipulate and agree that the requested
15 extension is being made without prejudice to other orders previously made or to be made by the
16 Court.

17 In accordance with LR IA 6-1, there have been no prior extensions to the briefing on
18 National Fire’s Motion to Certify Order for Interlocutory Appeal Under 28 U.S.C. § 1292(b).
19 There have been five prior stipulations for the extension of time regarding discovery deadlines
20 (ECF No. 52); there have been three prior stipulations to extend the expert disclosure dates (ECF
21 No. 83); there has been one prior stipulation for the extension of expert deposition dates (ECF No.
22 87); there has been one prior extension for dispositive motions (ECF No. 90); there has been one
23 prior stipulation to extend briefing regarding the parties’ motions for summary judgment; and
24 there has been one prior extension regarding the pre-trial report deadline.

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1 IT IS SO STIPULATED.

2 DATED: May 7, 2024

PAYNE & FEARS LLP

3
4 /s/ Sarah J. Odia

5 Scott S. Thomas
6 Sarah J. Odia
7 6385 S. Rainbow Blvd., Suite 220
8 Las Vegas, Nevada 89118
9 Attorneys for Plaintiff/Counter-Defendant/Third-
10 Party Defendant PN II, Inc.

11 DATED: May 7, 2024

NICOLAIDES FINK THORPE
MICHAELIDES SULLIVAN LLP

12 /s/ Dawn A. Hove

13 Jeffrey N. Labovitch
14 Dawn A. Hove (*pro hac vice*)
15 Attorneys for Defendant/Counterclaimant/Third-
16 Party Plaintiff National Fire & Marine Insurance
17 Company

18 DATED: May 8, 2024

SHIVES & ASSOCIATES LIMITED

19 /s/ Martin L. Shives

20 Martin L. Shives
21 Attorneys for Defendant/Counterclaimant/Third-
22 Party Plaintiff National Fire & Marine Insurance
23 Company

24 DATED: May 8, 2024

BROWN, BONN & FRIEDMAN, LLP

25 /s/ Thomas Friedman

26 Thomas Friedman
27 Attorneys for Defendant/Counterclaimant/Third-
28 Party Plaintiff National Fire & Marine Insurance
Company

1 DATED: May 8, 2024

GIBSON, DUNN & CRUTCHER LLP

2 /s/ Deborah L. Stein

3 Deborah L. Stein
4 Attorneys for Defendant/Counterclaimant/Third-
5 Party Plaintiff National Fire & Marine Insurance
6 Company

6 DATED: May 8, 2024

MRV LAW, INC.

7 /s/ Mark R. VonderHaar

8 Mark R. VonderHaar
9 Attorneys for Third-Party Defendant Contactors
10 Insurance Company of North America

11 **ORDER**

12 IT IS SO ORDERED. The parties have until May 31, 2024 to file oppositions to National
13 Fire & Marine Insurance Company's Motion to Certify Order for Interlocutory Appeal Under 28
14 U.S.C. § 1292(b); and have until June 18, 2024, to file replies in support of National Fire &
15 Marine Insurance Company's Motion to Certify Order for Interlocutory Appeal Under 28 U.S.C. §
16 1292(b).

17 DATED: May 8, 2024

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19 UNITED STATES DISTRICT JUDGE